

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	8:10CR301
	)	
v.	)	
	)	
ERIBERTO VARGAS-PASTRANA,	)	ORDER
	)	
Defendant.	)	
_____	)	

Before the court is the Findings and Recommendation and Order of United States Magistrate Thomas D. Thalken, Filing No. [33](#). No objection has been filed to the Findings and Recommendation. Pursuant to NECrimR 57.3 and 28 U.S.C. § 636(b)(1), the court has conducted a de novo review of the record and adopts the Findings and Recommendation in its entirety.

THEREFORE, IT IS HEREBY ORDERED that:

1. The Findings and Recommendation, Filing No. [33](#), is adopted in its entirety; and
2. The defendant's motion to suppress, Filing No. [17](#), is denied.

DATED this 1<sup>st</sup> day of December, 2010.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief United States District Judge

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